IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 1300 OF 1987

Mansukh Dyeing & Printing Mills ... Plaintiff
VS.
M/s. Anila Silk Industries & ors. ... Defendants

N. C. Parekh i/b. Mansukhlal & Huiralal & Co., for Plaintiff.
None for Defendant

CORAM: **D.G. KARNIK J**.

DATE: 7/7/2006

P.C.

1. Heard learned counsel for the Plaintiff. None present for the Defendant. Defendants have not filed their written statement. In the absence of the written statement the averments made in the plaint are deemed to be admitted.

2. Considering the nature of the suit which is only for recovery of money, I am inclined to exercise my jurisdiction under Order 8 Rule 5(2) read with Order 8 Rule 10 of C.P.C. The suit of the Plaintiff is decreed in terms of prayer clauses (a) and (b).

(D.G. KARNIK J.)